

TTAB

I hereby certify that this correspondence is being deposited with the United States Postal Service as first-class mail in an envelope addressed to: Assistant Commissioner of Trademarks, P.O. Box 1451, Alexandria, VA 22313-1451 on the date indicated below.

By:

Thomas M. Gargano, Esq.

Dated:

4/24/08

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

In the Matter of Trademark Registration No. 2,892,226
For the mark BAREFOOT CONTESSA
Date Registered: October 12, 2004

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Contessa Premium Foods, Inc.)
222 West Sixth Street, 8th Floor)
San Pedro, CA 90731-3316)

Petitioner,)

vs.)

Ina Garten LLC)
46 Newtown Lane)
East Hampton, NY 11937)
(assigned by Garten Food)
Corporation))

Registrant.)
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#76172249
CANCELLATION NO.: 92049013

Asst. Commissioner of Trademarks
P.O. Box 1451
ATTN: TTAB
Alexandria, VA 22313-1451

ANSWER TO PETITION FOR CANCELLATION

INA GARTEN LLC, answers the Petition for Cancellation filed by Contessa
Premium Foods, Inc., as follows:



04-28-2008

1. Registrant denies that the filing date of the '226 Registration is November 22, 2006 and that Garten Food Corporation is the current registered owner of U.S. Trademark Registration No. 2,892,226 ("the '226 Registration") as the same was assigned to Ina Garten LLC on March 19, 2008 and was recorded with the U.S. Patent and Trademark Office on April 1, 2008 at Reel/Frame 003750/0833, but admits the remaining allegations in paragraph 1 of the Petition for Cancellation.

2. Registrant denies the allegations in paragraph 2 of the Petition for Cancellation.

3. Registrant denies the allegations in paragraph 3 of the Petition for Cancellation.

4. Registrant denies the allegations in paragraph 4 of the Petition for Cancellation.

5. Registrant denies the allegations of paragraph 5 of the Petition for Cancellation.

6. Registrant denies the allegations of paragraph 6 of the Petition for Cancellation.

WHEREFORE, Registrant requests that the Petition for Cancellation be dismissed and that Registrant be afforded any other and further relief as may be deemed just and proper by the Trademark Trial and Appeal Board.

Respectfully Submitted,

INA GARTEN LLC



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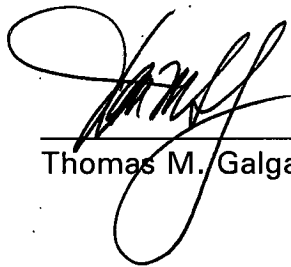
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CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the foregoing **ANSWER TO PETITION FOR CANCELLATION** has this 24th day of April, 2008 been sent by first-class mail to:

Gary J. Nelson, Esq.
CHRISTIE, PARKER & HALE, LLP
P.O. Box 7068
Pasadena, CA 91109-7068



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